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Attorneys for Plaintiffs  
 Ann Otsuka, Janis Keefe, Corinne Phipps and Justin Kiser

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

ANN OTSUKA, an individual; JANIS KEEFE, ) Case No.: C-07-02780-SI  
 an individual; CORINNE PHIPPS, an )  
 individual; and JUSTIN KISER, an individual; ) **DECLARATION OF CORINNE PHIPPS**  
 individually and on behalf of all others similarly ) **IN SUPPORT OF MOTION TO BE**  
 situated, ) **RELIEVED AS COUNSEL**

Plaintiffs,

vs.

POLO RALPH LAUREN CORPORATION; a )  
 Delaware Corporation; POLO RETAIL, LLC., a ) **DATE: September 21, 2007**  
 Delaware Corporation; POLO RALPH ) **TIME: 9:00 a.m.**  
 LAUREN CORPORATION, a Delaware ) **JUDGE: Hon. Susan Illston**  
 Corporation, doing business in California as ) **LOCATION: Courtroom 10, 19<sup>th</sup> Floor**  
 POLO RETAIL CORP; FASHIONS OUTLET ) **450 Golden Gate Avenue**  
 OF AMERICA, INC., a Delaware Corporation ) **San Francisco, California 94102**  
 and DOES 1-500, inclusive )

Defendants.

I, Corinne Phipps, declare:

1. I am a plaintiff in this case and make this declaration based on personal knowledge.
2. On January 2, 2007, I had a discussion with my attorney Patrick Kitchin regarding Ann Otsuka. He told me he had been trying to contact her, but had not heard from her for some time. On January 2, 2007, I sent Ann Otsuka an email asking her to provide Mr. Kitchin with her answers to defendants'

*Otsuka, et al. v. Polo, et al.*

MOTION TO BE RELIEVED AS COUNSEL  
 DECLARATION OF CORINNE PHIPPS 1

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1 interrogatories. A true and correct copy of my January 2, 2007, email to Ms.  
2 Otsuka is attached as Exhibit 1. Ms. Otsuka never responded to this email.

3 3. On several occasions in January 2007, Mr. Kitchin called me to ask whether I  
4 had heard from Ms. Otsuka. He and I discussed how we were both getting  
5 worried about Ms. Otsuka.

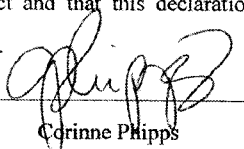
6 4. Sometime in early February 2007, Mr. Kitchin asked me if I would call Ms.  
7 Otsuka to see what was going on with her. I searched to see if I had Ms.  
8 Otsuka's cell phone number. I did not have it and Mr. Kitchin told me he did  
9 not have it either. So, in early February 2007, I called Ms. Otsuka's home  
10 number and left a message for her asking her to call Mr. Kitchin, Mr. Feder or  
11 me. I recognized Ms. Otsuka's voice on her voicemail. Ms. Otsuka never  
12 returned my call.

13 5. Over the course of the next week or two, I spoke with Mr. Kitchin a couple of  
14 times about Ms. Otsuka. We again discussed how concerned we both were  
15 about her. I was concerned that Ms. Otsuka was sick or had died.

16 6. I told Mr. Kitchin that I would visit Ms. Otsuka's house. He instructed me to do  
17 so. In about mid-February 2007, I drove to Ms. Otsuka's house and knocked on  
18 her door. No one answered. I wrote a card to her, asking her to call Mr. Feder,  
19 Mr. Kitchin, or me. In the card, I think wrote down all three telephone numbers.  
20 I placed the note in an envelope and put in into her mailbox. The mailbox was  
21 an open box and already contained mail, I peeked in and I saw a utility bill with  
22 Ms. Otsuka's name on it. It confirmed I was at Ms. Otsuka's home.

23 7. I never heard back from Ms. Otsuka.

24 I declare or affirm under penalty of perjury under the laws of the United States of  
25 America that the foregoing is true and correct and that this declaration was made on  
26 September 6, 2007, in San Francisco, California.

27  
28   
Corinne Phipps

**EXHIBIT 1**

**Patrick R. Kitchin**

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**From:** Corinne Phipps [ckphipps@gmail.com]  
**Sent:** Tuesday, January 02, 2007 3:00 PM  
**To:** ann.otsuka@gmail.com; Patrick R. Kitchin  
**Subject:** Those Special Interrogatories

Hey Annie!

Happy New Year!! I spoke to Patrick today and it seems like I was the only one to send in answers to those questions.

Turn yours in girl! Let's get this show pony on the road.

Where did you spend NYE? Chris and I were in Lake Tahoe, very quietly bringing in 07.

Talk soon,

Corinne

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People with courage and character always seem sinister to the rest.

- Hermann Hesse